DOCKETED
DEC 15 2004

FILED
DEC 14 2004

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

JUDGE NORGLE

MAGISTRATE JUDGE MORTON DENLOW

UNITED STATES OF AMERICA	)	No.
v.	)	Violations: Title 18, United States Code,
PETER MATSUKIS	)	Sections 2, 1341 and 1343

FILED
DEC 14 2004
MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

MAGISTRATE JUDGE SIDNEY I. SCHENKIER

04CR1086

COUNT ONE

The SPECIAL AUGUST 2003-1 GRAND JURY charges:

1. At times material to this indictment:

a. Defendant PETER MATSUKIS acted as a broker in the recyclable paper market and operated in West Dundee, Illinois under various corporate names, including Recycling International Management Services, LLC.

b. As a broker in the recyclable paper market, defendant PETER MATSUKIS purported to buy and sell containers of used paper products which were to be recycled by processors into consumable products.

c. The costs of products bought and sold in the recyclable paper market were determined in part by the weight of the products and the grades of the products. The products bought and sold in this market include corrugated cardboard, commonly referred to in this market as "OCC", which is further classified with a specified grade reflecting the amount of contaminants found in the OCC.

d. Victim A, Victim B and Victim C acted as brokers in the recyclable paper market.

e. Victim A, Victim B, and Victim C each received orders for particular products and worked with defendant PETER MATSUKIS to fill those orders.

2. Beginning in or about February 2003, and continuing through at least in or about September 2004, at West Dundee, in the Northern District of Illinois, Eastern Division, and elsewhere,

PETER MATSUKIS,

defendant herein, devised and intended to devise, and participated in a scheme and artifice to defraud brokers and purchasers in the recyclable paper market and to obtain money and property by means of materially false and fraudulent pretenses, representations and promises, which scheme is further described below.

3. It was part of the scheme that defendant PETER MATSUKIS sold containers of materials to other brokers in the recyclable paper market, including Victim A, Victim B and Victim C, representing in invoices that the containers contained exclusively a particular grade of OCC, when in fact, as defendant PETER MATSUKIS well knew, not all of the containers contained exclusively OCC of the grade represented by defendant PETER MATSUKIS.

4. It was a further part of the scheme that defendant PETER MATSUKIS fraudulently overstated to victims the weights of various containers of products that he sold in the recyclable paper market.

5. It was a further part of the scheme that defendant PETER MATSUKIS knowingly presented false bills of lading for various

containers of products that he sold in the recyclable paper market which deliberately misstated the type of material in the container corresponding to the false bill of lading, the weight of the material, the origin of the material, and/or the trucking company transporting the containers.

6. It was a further part of the scheme that defendant PETER MATSUKIS executed checks to victims of his fraudulent scheme purportedly to reimburse the victims for money the victims lost as a result of defendant PETER MATSUKIS's conduct, but on some occasions, before the checks cleared, defendant PETER MATSUKIS directed the bank issuing the checks to stop payment on those checks. On other occasions, defendant PETER MATSUKIS wrote checks to a victim drawn on a bank account he knew to have been closed.

7. It was further part of the scheme that defendant PETER MATSUKIS did misrepresent, conceal, hide and cause to be misrepresented, concealed and hidden the purposes of and acts done in furtherance of this fraud scheme.

8. On or about March 11, 2003, in the Northern District of Illinois, Eastern Division,

PETER MATSUKIS,

defendant herein, for the purpose of executing the above-described scheme and attempting to do so, knowingly caused to be placed in an authorized depository for mail matter, to be sent and delivered by the United States Postal Service, according to the directions thereon, invoices issued by Victim A, addressed to Mega Fiber, Inc., 431 W. Lambert Rd., Brea, CA 92821;

In violation of Title 18, United States Code, Sections 1341 and 2.

COUNT TWO

The SPECIAL AUGUST 2003-1 GRAND JURY further charges:

1. The allegations in paragraphs 1 through 8 of Count One of this indictment are hereby realleged and incorporated herein as if fully set forth herein.

2. On or about May 28, 2003, in the Northern District of Illinois, Eastern Division, and elsewhere,

PETER MATSUKIS,

defendant herein, for the purpose of executing the above described scheme, and attempting to do so, did knowingly cause to be transmitted in interstate commerce by wire communication from Cathay Bank in Montebello, California to Midwest Bank and Trust in Elmwood Park, Illinois, certain writings, signs, signals, and sounds, namely a wire transfer of $20,000, which represented payment to defendant from Victim B;

In violation of Title 18, United States Code, Sections 1343 and 2.

SENTENCING ALLEGATION

The SPECIAL AUGUST 2003-1 GRAND JURY further alleges:

In and during the course of the commission of the conduct alleged in Counts One and Two of the Indictment, the amount of loss involved more than $200,000. USSG § 2B1.1(b)(1)(G).

A TRUE BILL:

FOREPERSON

/P.A.G.

UNITED STATES ATTORNEY

No.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

PETER MATSUKIS

I N D I C T M E N T

Violations: Title 18, United States Code, Sections 2, 1341 and 1343.

A true bill,

Foreman

Filed in open court this 14th day of December A.D. ~~19~~2004

MICHAEL W. DOBBINS

Clerk

Bail, $

By: Donna Kuempel, Courtroom Deputy Clerk